

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. **00-6348**

21 U.S.C. § 841(a)(1)

21 U.S.C. § 841(b)(1)(B)

18 U.S.C. § 2

CR-FERGUSON

**MAGISTRATE JUDGE
SNOW**

UNITED STATES OF AMERICA,)
)
Plaintiff,)
vs.)
)
KENNY GARDNER,)
)
Defendant.)
_____)

INDICTMENT

The Grand Jury charges that:

From on or about September 28, 2000, through on or about October 10, 2000, in Broward County, in the Southern District of Florida, the defendant,

KENNY GARDNER,

did knowingly and intentionally possess with intent to distribute at least five (5) grams of a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine base, commonly known as crack cocaine, in violation of Title 21, United States Code,

3/0

Sections 841(a)(1), (b)(1)(B) and Title 18, United States Code, Section 2.

A TRUE BILL:

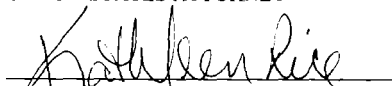


FOREPERSON



GUY A. LEWIS

UNITED STATES ATTORNEY



KATHLEEN RICE

ASSISTANT UNITED STATES ATTORNEY

UNITED STATES OF AMERICA

CASE NO. _____

v.

CERTIFICATE OF TRIAL ATTORNEY*

KENNY GARDNER _____

Superseding Case Information:

Court Division: (Select One)

New Defendant(s) Yes _____ No _____

Number of New Defendants _____

Total number of counts _____

_____ Miami _____ Key West
X FTL _____ WPB _____ FTP

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) no
List language and/or dialect _____

4. This case will take 2-3 days for the parties to try.

5. Please check appropriate category and type of offense listed below:

(Check only one)

(Check only one)

I	0 to 5 days	<u>X</u>	Petty	_____
II	6 to 10 days	_____	Minor	_____
III	11 to 20 days	_____	Misdem.	_____
IV	21 to 60 days	_____	Felony	<u>X</u>
V	61 days and over	_____		

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Judge: _____ Case No. _____

(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) No

If yes:

Magistrate Case No. _____

Related Miscellaneous numbers: _____

Defendant(s) in federal custody as of _____

Defendant(s) in state custody as of _____

Rule 20 from the _____ District of _____

Is this a potential death penalty case? (Yes or No) No

7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999? Yes X No If yes, was it pending in the Central Region? Yes No

8. Did this case originate in the Narcotics Section, Miami? Yes X No

Kathleen Rice
KATHLEEN RICE
ASSISTANT UNITED STATES ATTORNEY
Florida Bar No. 100765

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name KENNY GARDNER

Case No. _____

Count #: 1

POSSESSION WITH INTENT TO DISTRIBUTE COCAINE BASE

21 U.S.C. § 841(a)(1), (b)(1)(B)

Max. Penalty: 5 YEARS' MANDATORY MINIMUM TO 40 YEARS' IMPRISONMENT; \$2,000,000 FINE

Count #:

Max. Penalty:

Count #:

Max. Penalty:

Count #:

Max. Penalty:

Count #:

Max. Penalty:

Count #:

Max. Penalty:

*Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.

No. _____

UNITED STATES DISTRICT COURT

Southern District of Florida
Central Criminal Division

THE UNITED STATES OF AMERICA

vs.

KENNY GARDNER

INDICTMENT

21 USC § 841(a)(1)
21 USC § 841(b)(1)(B)
18 USC § 2

A true bill.

Foreperson

day,

Filed in open court this _____

A.D. 19 _____

of _____

Clerk

Bail, \$ _____